

EXECUTED IN 6 COUNTIES

OF WHICH THIS IS NO. 4

7337-4
RECORDATION NO. _____ Filed & Recorded
APR 15 1974 - 12 05 PM
INTERSTATE COMMERCE COMMISSION

SUPPLEMENTAL AGREEMENT

THIS SUPPLEMENTAL AGREEMENT, dated as of April 15, 1974, by and between ACF INDUSTRIES, INCORPORATED, a New Jersey corporation (Manufacturer), and THE CHESAPEAKE AND OHIO RAILWAY COMPANY, a Virginia corporation (C&O);

W I T N E S S E T H :

WHEREAS, the Manufacturer and C&O are parties to a certain Agreement dated as of February 1, 1974 (Agreement), under which the Manufacturer agreed to give to C&O temporary custody and possession of the 250 70- and 100-ton 60' box cars described therein, which Agreement is of record in the office of the Interstate Commerce Commission under Recordation No. 7337; and

WHEREAS, the parties hereto desire to make a certain amendment to the Agreement;

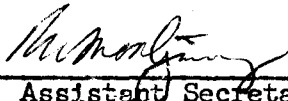
NOW, THEREFORE, in consideration of the premises the parties hereto agree as follows:

(1) The date "April 15, 1974" appearing in two places on page 2 of the Agreement is hereby amended to read "May 15, 1974".


(2) Except as changed and amended hereby, the Agreement shall remain unaltered and in full force and effect.

IN WITNESS WHEREOF, the parties hereto have caused this instrument to be duly executed as of the date first above written.

Attest:


Assistant Secretary

ACF INDUSTRIES, INCORPORATED


By 
~~Vice President~~
TREASURER

Attest:


Secretary

THE CHESAPEAKE AND OHIO RAILWAY COMPANY


By 
Treasurer

APPROVED AS TO FORM

GENERAL ATTORNEY
4/10/74

STATE OF NEW YORK)
COUNTY OF NEW YORK) SS:


TREASURER

On this 11th day of April, 1974, before me personally appeared ~~W. C. Anderson~~, to me personally known, who, being by me duly sworn, says that he is a ~~Vice President~~ of ACF INDUSTRIES, INCORPORATED, that one of the seals affixed to the foregoing instrument is the corporate seal of said corporation, that said instrument was signed and sealed on behalf of said corporation by authority of its Board of Directors, and he acknowledged that the execution of the foregoing instrument was the free act and deed of said corporation.


EDWIN F. MEYER, NOTARY PUBLIC
State of New York, No. 30-7917803
Qualified in Nassau County
Certificate filed in New York County
Commission Expires March 30, 1976

STATE OF OHIO)
COUNTY OF CUYAHOGA) SS:

On this 10th day of April, 1974, before me personally appeared L. C. ROIG, JR., to me personally known, who, being by me duly sworn, says that he is the Treasurer of THE CHESAPEAKE AND OHIO RAILWAY COMPANY, that one of the seals affixed to the foregoing instrument is the corporate seal of said corporation, that said instrument was signed and sealed on behalf of said corporation by authority of its Board of Directors, and he acknowledged that the execution of the foregoing instrument was the free act and deed of said corporation.


CLARA MASUGA
Notary Public, Cuyahoga County
My Commission Expires April 21, 1979.